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Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

AMERICAN SMALL BUSINESS LEAGUE,)	No. C 08-0829 MHP
)	
Plaintiff,)	
)	
v.)	JOINT MOTION TO BE EXCUSED
)	FROM THE FORMAL ADR PROCESS
UNITED STATES SMALL BUSINESS ADMINISTRATION)	and PROPOSED ORDER
)	
Defendant.)	

Each of the undersigned certifies that he or she has read either the handbook entitled “Dispute Resolution Procedures in the Northern District of California,” or the specified portions of the ADR Unit’s Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

Here, the parties agree that referral to a formal ADR process will not be beneficial because this action is limited to Plaintiff’s request that this Court review Defendant’s denial of his Freedom of Information Act request. Defendant avers that it does not have any responsive records. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to multiply the proceedings and unnecessarily tax court resources. Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that

1 they be excused from participating in the ADR phone conference and any further formal ADR
2 process.

3 Dated: April 29, 2008

Respectfully submitted,

4 JOSEPH P. RUSSONIELLO
5 United States Attorney

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7 /s/
8 MELANIE L. PROCTOR¹
Assistant United States Attorney
Attorneys for Defendants

9 Dated: April 29, 2008

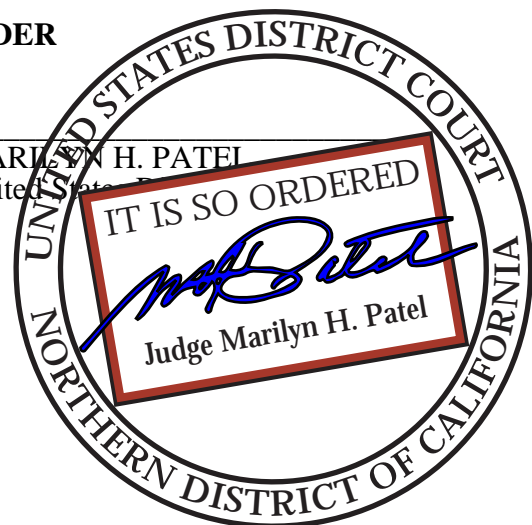
10 /s/
11 RICHARD BELSHAW
Attorney for Plaintiff

12 ~~PROPOSED ORDER~~

13 Pursuant to stipulation, IT IS SO ORDERED.

14 Dated: 5/6/2008

15 MARILYN H. PATEL
16 United States District Judge



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28 ¹I, Melanie L. Proctor, hereby attest that I have on file all holograph signatures for any
signatures indicated by a "conformed" signature (/s/) within this efiled document.